

REMARKS

Claims 1-11 remain in the application and claims 1, 5, 6, and 11 have been amended hereby.

Claims 1, 5, 6, and 11 have been amended to address the objections raised in the Office Action at paragraph 3.

Reconsideration is respectfully requested of the rejections of claims 1-11 under 35 USC 103(a), as being unpatentable over Ginter et al. in view of Garfinkle et al.

Features of the photographic image commercial transactions system according to the present invention are a reception host (221 in Fig. 24) including a photographic image printing machine (100A in Fig. 24), a server (229 in Fig. 24), a computer (227 in Fig. 24) for accepting a sale of a digital image stored on the server with a handling condition related to the digital image, and transferring means (223 in Fig. 24) for transferring the digital image with the handling condition to a receiver side (222 in Fig. 24) via the Internet (225 in Fig. 24) so that the digital image is developed into a printed picture modified based on the handling condition, wherein the computer (227 in Fig. 24) further transfers information data (EM1 in Fig. 24) related to the transferred digital image to a user's computer (230 in Fig. 24).

See the paragraph bridging pages 52 and 53 of the present application, for example.

Independent claims 1 and 6 have been amended to recite these features of the present invention.

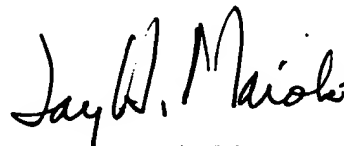
It is respectfully submitted that the combination of Ginter et al. and Garfinkle et al. fails to show or suggest a computer for accepting a sale of a digital image stored on a server and transferring the digital image via the Internet to a printer, wherein the computer further transfers data related to the transferred digital image to a user's computer.

Ginter et al. is merely a system for secure transaction management and electronic rights protection and, though it mentions a manipulation of a digital picture, Ginter et al. is silent about the computer further transferring data related to the transferred digital image, such as transfer completed, to the user's computer. Garfinkle et al. is merely scanning and distributing a developed photographic print.

Accordingly, it is respectfully submitted that amended independent claims 1 and 6, and the claims depending therefrom, are patentably distinct over Ginter et al. in view of Garfinkle et al.

Favorable reconsideration is earnestly solicited.

Respectfully submitted,  
COOPER & DUNHAM LLP

A handwritten signature in black ink, reading "Jay H. Maioli". The signature is written in a cursive, flowing style.

Jay H. Maioli  
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JHM/PCF:tb